

MICHAEL W. MALTER, #96533  
ROBERT G. HARRIS, #124678  
JULIE H. ROME-BANKS, #142364  
Binder & Malter, LLP  
2775 Park Avenue  
Santa Clara, CA 95050  
Telephone: (408)295-1700  
Facsimile: (408) 295-1531  
Email: julie@bindermalter.com

Attorneys for Creditor  
Brookview MHP Investors, LLC dba  
Thunderbird Mobile Home Park

**UNITED STATES BANKRUPTCY COURT**  
**NORTHERN DISTRICT OF CALIFORNIA, DIVISION 3**

In re:

PG&E CORPORATION,

and,

PACIFIC GAS AND ELECTRIC  
COMPANY,

Debtors.

- ☐ Affects PG&E Corporation
- ☐ Affects Pacific Gas and Electric Company
- ☒ Affects both Debtors

Case No. 19-30088 (DM)

Chapter 11 (Lead Case)  
(Jointly Administered)

Date: June 26, 2019  
Time: 9:30 a.m.

**STATEMENT IN SUPPORT OF DEBTORS' MOTION PURSUANT TO FRBP 4001(d)  
TO APPROVE STIPULATION WITH CALIFORNIA PUBLIC UTILITIES COMMISSION  
IN RESPECT OF CERTAIN PROCEEDINGS**

Creditor Brookview MHP Investors, LLC dba Thunderbird Mobile Home Park  
("Brookview") hereby advises the Court that it supports the DEBTORS' MOTION  
PURSUANT TO FRBP 4001(d) TO APPROVE STIPULATION WITH CALIFORNIA  
PUBLIC UTILITIES COMMISSION IN RESPECT OF CERTAIN PROCEEDINGS  
(docket #2414) (the "Motion") and related STIPULATION BETWEEN DEBTORS AND  
CALIFORNIA PUBLIC UTILITIES COMMISSION IN RESPECT OF CERTAIN

1 COMMISSION PROCEEDINGS (docket #2416) (the "Stipulation") filed in these cases.

2 In support thereof, Brookview advises the Court of the following:

3       1. Brookview is one of the parties described in the Motion and in the  
4 Stipulation that had a complaint pending against Debtor Pacific Gas and Electric  
5 Company before the California Public Utilities Commission ("CPUC") at the time these  
6 bankruptcy cases were filed. Brookview is identified as one of the "Proceeding Parties"  
7 in Exhibit "A" to the Stipulation executed by the Debtors and the CPUC. Brookview's  
8 action before the CPUC is in the early stages: just prior to the petition date an  
9 Administrative Law Judge as assigned and a briefing schedule ordered by the assigned  
10 commissioner. The Debtor as defendant then filed a notice of stay on March 4, 2019.

11       2. At the time the instant Motion and Stipulation were filed and served,  
12 Brookview was in the process of preparing a motion for relief from stay to be permitted  
13 to liquidate its claims against the Debtor before the CPUC, but not to enforce any  
14 resulting claim except through filing a proof of claim in the bankruptcy case. Brookview  
15 also contends that it has claims against a general contractor in connection with the  
16 same facts giving rise to Brookview's claims against the Debtor. However, Brookview  
17 cannot pursue third parties as a matter of law until Brookview has exhausted its  
18 administrative remedies against the Debtor before the CPUC.

19       3. By granting the Motion and approving the Stipulation between the Debtors  
20 and the CPUC, the Court will alleviate the need for creditors like Brookview to file  
21 individualized motions for relief from stay. Brookview's claims against the Debtor must  
22 eventually be liquidated before the CPUC in any event, and granting the relief  
23 requested by the Motion will facilitate that judicial exercise in a forum other than this  
24 Court.

25       Accordingly, Brookview supports the Motion and Stipulation and requests that  
26 they be approved.

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

Dated: June 12, 2019

BINDER & MALTER LLP

By /s/ Julie H. Rome-Banks  
Julie H. Rome-Banks  
Attorneys for Creditor